

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF CALIFORNIA

In the Matter of the Accusation of)
JIM ALDEN PIERCE, M.D.,)
Respondent)

NO. D-459

DECISION

This matter came on regularly for hearing before the Board of Medical Examiners, nine members being present, Alfred J. McGuire, Hearing Officer of the Division of Administrative Procedure, presiding, at Los Angeles, California, on August 19, 1958, at the hour of 2:00 P.M. James L. Mamakos, Deputy Attorney General, represented the Board, and the respondent appeared in person and was represented by Jack J. Lande, his counsel. Evidence both oral and documentary having been introduced, and the matter submitted, the Board finds the following facts:

I

At all times herein mentioned, Byard S. Woodruff has been and now is a Special Investigator for the Board of Medical Examiners of the State of California and made the Accusation herein in his official capacity as such and not otherwise.

II

The respondent, Jim Alden Pierce, was heretofore issued a physician and surgeon's license by the Board of Medical Examiners of the State of California; at all times herein mentioned respondent was and now is licensed to practice medicine and surgery in the State of California.

III

Respondent wrote and issued prescriptions for narcotics hereinafter described but said prescriptions and narcotics were not solely for the persons named in said prescriptions but all or a

portion of the narcotics so prescribed were in each instance actually for, secured and used by respondent herein for his own use. Said prescriptions are as follows:

<u>Name</u>	<u>Prescription #</u>	<u>Date</u>	<u>Narcotic and Amount</u>
V [REDACTED] W [REDACTED]	SS 49065	10/17/57	Demerol, 50 mg/cc-- 30 cc vial
Mrs. F [REDACTED] C [REDACTED]	SS 49082	12/13/57	Ditto
I [REDACTED] G [REDACTED]	SS 49008	10/16/57	Ditto
	SS 49060	10/4/57	Ditto
	SS 49018	11/28/57	Ditto
B [REDACTED] G [REDACTED]	SS 49071	1/18/58	Ditto
R [REDACTED] J. B [REDACTED]	NN 234051	6/5/57	Ditto
	SS 49009	10/9/57	Ditto
	SS 49016	10/19/57	Ditto

* * * * *

Pursuant to the foregoing findings of fact, the Board makes the following determination of issues:

I

Respondent has been guilty of unprofessional conduct as defined by Sections 2390 and 2391.5 of the Business and Professions Code, thereby subjecting his license to disciplinary action as provided by Sections 2360 and 2361 of said Code.

* * * * *

WHEREFORE, THE FOLLOWING ORDER is hereby made:

The license, heretofore issued to respondent by the Board of Medical Examiners, to practice medicine and surgery in the State of California be, and the same is, hereby revoked; provided, however, that execution of this order of revocation be, and the same is, hereby stayed and the respondent is placed upon probation for a period of five years upon the following terms and conditions:

During the period of probation herein fixed:

1. Respondent shall not renew nor attempt to renew his Federal Narcotic Permit except upon written approval of the Board of Medical Examiners.

2. The respondent shall completely abstain from the use of narcotics, hypnotics or dangerous drugs in any form, except when respondent is a bonafide patient of a licensed physician and surgeon and the same is lawfully prescribed for him.

3. The respondent shall comply with all laws of the United States and of the State of California and its political subdivisions, and with the rules and regulations of the Board of Medical Examiners.

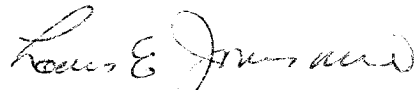
4. The respondent shall report in person to the Board of Medical Examiners annually at its regular summer meetings held in Los Angeles, California, commencing in the year 1959.

5. The respondent shall file with the Board of Medical Examiners, at quarterly intervals, an affidavit to the effect that he has fully and faithfully complied with all the terms and conditions of probation imposed herein.

Upon full compliance with the terms and conditions herein set forth, and upon expiration of the term of probation, respondent's said license shall be restored to its full privileges, free and clear of the terms of probation herein imposed; provided, however, that in the event respondent violates or fails to comply with any of the terms or conditions of this order during said period of probation, the Board, upon receipt by it of satisfactory evidence thereof, may forthwith terminate said probation, cancel and revoke said stay of execution and direct that the order of revocation herein made shall become immediately effective.

This decision shall become effective on the
29th day of September, 1958.

BOARD OF MEDICAL EXAMINERS
OF THE STATE OF CALIFORNIA

BY: 
LOUIS E. JONES, M.D.,
Secretary

DATED: August 29, 1958

ajm/jc

EDMUND G. BROWN, Attorney General
JAMES L. MAMAKOS,
Deputy Attorney General
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Attorneys for
BOARD OF MEDICAL EXAMINERS

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF CALIFORNIA

In the Matter of the Accusation of	NO. <i>D457</i>
JIM ALDEN PIERCE, M.D.,	ACCUSATION
Respondent.	

COMES NOW the complainant, Byard S. Woodruff, and for
cause of disciplinary action against the above named respondent
charges and alleges as follows:

I

That at all times mentioned herein the complainant,
Byard S. Woodruff, has been and now is a Special Investigator
for the Board of Medical Examiners of the State of California
and makes this accusation in his official capacity as such
Special Investigator and not otherwise.

II

That the respondent, Jim Alden Pierce, was heretofore
issued a physician and surgeon's license by the Board of Medi-
cal Examiners of the State of California; that at all times
mentioned herein respondent was and now is licensed to practice
medicine and surgery in the State of California.

III


That the respondent has been guilty of unprofessional conduct at the times and in the manner hereinafter more particularly alleged, contrary to the provisions of Sections 2361, 2390 and 2391.5 of the Business and Professions Code of the State of California, and Sections 11165, 11167, 11170 and 11225 of the Health and Safety Code of the State of California, in that respondent wrote and issued prescriptions for narcotics, but that said prescriptions and narcotics were not solely for the persons named in said prescriptions, but that all or a portion of the narcotics so prescribed were in each instance actually for, secured and used by the respondent herein for his own use.

NAME	PRESCRIPTION NUMBER	DATE	NARCOTIC AND AMOUNT
V. [REDACTED] W. [REDACTED]	SS 49065	10-17-57	Demerol, 50 mg/cc--33 cc vial
Mrs. F. [REDACTED] C. [REDACTED]	SS 49082	12-13-57	Ditto
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	SS 49060	10- 4-57	Ditto
	SS 49018	11-28-57	Ditto
B. [REDACTED] G. [REDACTED]	SS 49071	1-18-58	Ditto
F. [REDACTED] J. B. [REDACTED]	NW 234051	6- 5-57	Ditto
	SS 49009	10- 9-57	Ditto
	SS 49016	10-19-57	Ditto

WHEREFORE, said Byard S. Woodruff prays that the respondent be declared guilty of unprofessional conduct as charged herein and that the Board of Medical Examiners take disciplinary action as provided by Sections 2361 and 2372 of the Business and Professions Code of the State of California and revoke or suspend respondent's license to practice medicine or

1 surgery in the State of California, and for such further relief
2 as the said Board may deem proper.

3
4 DATED: This 20th day of July, 1958.

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6 
7 BYARD S. WOODRUFF

8 BYARD S. WOODRUFF, Special Investigator
9 Board of Medical Examiners
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